IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.8326 OF 2005

Ms.Siddhi Manohar Pol & Anr. .. Applicants

Versus

State of Maharashtra .. Respondent

Mr.A.H.H.Ponda for applicants

Mrs.S.D.Shinde, A.P.P. for State

CORAM : S.C.DHARMADHIKARI, J.

DATE : 23rd December 2005.

P.C.

. Heard Mr.Ponda for applicants and Mrs.Shinde for State. Applicants are apprehending arrest in connection with C.R.No.185

of 2005 registered with Nashik Police Station for offences punishable under section 406, 420 r/w. 34 I.P.C. and sections 23 and 5 of Maharashtra Protection of Investors and Depositors Act.

2. From a perusal of annexures to this application, it is clear that applicants who are daughter and son of Manohar Pol are not connected with the conduct of and also responsible for day to day business of M/s.Medicare Lifeline India Insurance Pvt.ltd. While it is true that prosecution alleges that as far as subject C.R. is concerned, accounts have been opened in the name of applicants, in my view, considering the orders passed alleging identical offences against applicants in Mumbai by Additional Sessions Judge and all documents having been taken in custody, applicants deserve to be enlarged on bail in the event of their arrest. Hence, following order:-

i) In the event of the arrest of the

applicants in connection with C.R.No.185 of 2005 registered with Sarkarwada Police Station, the applicants shall be enlarged on bail in the sum of Rs.20,000/- each with one/two sureties in the like amont.

ii) Applicants shall attend Sarkarwada Police station once in a month till charge sheet is filed.

iii) Bail is granted subject to the condition that applicants shall not directly make any inducement, threat or promise to any person acquainted with the facts of accusation against him so as to dissuade him from disclosing such facts to the Court or to the police officer/investigating agency. Applicants shall not tamper with the prosecution evidence.

iv) Any observation made in this order shall not be construed as any finding or any expression of opinion on the merits of the case at the time of trial.

v) This order will enure to the benefit of the applicants only till charge sheet is filed. Thereafter they will be free to apply to the appropriate court for appropriate relief.

vi) Application disposed of

vii) Parties to act on an authenticated copy of this order.

(S.C.DHARMADHIKARI, J)